

advertising and selling such estray, the residue shall be retained by the person selling the same, unless the owner of such estray shall, within twelve months from the time of sale, claim such residue, and prove before some justice of the peace that he is entitled thereto.

6. If any person shall take up an estray of the value of ten dollars, and shall fail to comply with the provisions of the preceding sections, he shall forfeit and pay ten dollars, and also forfeit his interest in such estray to any one who will sue for the same.

7. Any person aggrieved by the trespass upon his enclosures of any cattle, hogs or sheep, in the possession or care of any person without this State, may impound the same, and have the damages sustained by the trespass valued on oath by two disinterested citizens of his county; and unless the damages and a reasonable compensation for feeding the property impounded are paid or tendered to him, may, at the expiration of ten days (exclusive of the day he impounds the same, and the day of sale,) proceed to make sale thereof at public auction, to the highest bidder for cash, and after deducting from the proceeds of such sale the amount of damages valued to him, and a reasonable compensation for keeping the said property while impounded, he shall pay over the residue when demanded, to the owner of the said property or his agent.

8. The person impounding, before making such sale, shall advertise not less than eight days before the sale, at three of the most public places of his neighborhood, a description of the property impounded, and the time and place of sale—and shall therein warn the owner to come forward and pay the damages and compensation for keeping the same, and take his property.

9. When any person shall discover, take up and secure any flat boat or other vessel driven from any place of mooring, landing, harbor or river, or from any other vessel, he shall, within ten days thereafter, give notice thereof to some justice of the peace for the county where such flat boat or other vessel is taken up and secured, and the justice shall deliver to the party giving such notice an advertisement, describing in the best manner the build and marks of such flat boat or vessel and the name of such person and place of his abode, copies of which advertisement the said party shall, within ten days after the date thereof, cause